

TRANSPORTATION, COMMUNITY, AND SYSTEM PRESERVATION

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Transportation, Community, & System Preservation Program

Overview

The Transportation, Community, and System Preservation (TCSP) program is a Federal Highway Administration (FHWA) Program authorized by Section 1117 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU, Public Law 109-203).

The TCSP program provides federal discretionary funding to States, Metropolitan Planning Organizations, and local governments. The TCSP federal program share is 80% or subject to the sliding scale rate (23 USC 120(b)). This funding may be used to implement eligible projects that integrate transportation, community, and system preservation plans and practices that:

1. Improve the efficiency of the transportation system of the United States.
2. Reduce the impacts of transportation on the environment.
3. Reduce the need for costly future investments in public infrastructure.
4. Provide efficient access to jobs, services, and centers of trade.
5. Examine community development patterns and identify strategies to encourage private sector development.

Activities eligible for Federal highway and transit funding (title 23, U.S.C., or Chapter 53 of title 49, U.S.C.) are also eligible for TCSP Program funding, as are other activities determined by the U.S. Secretary of Transportation to be appropriate.

The Office of Local Programs (OLP), in cooperation with the FHWA Division Office, has the responsibility of administrative oversight of the TCSP program. It is important to contact the Kentucky TCSP coordinator as early as possible in the project planning process to ensure compliance with Federal-aid requirements.

In addition to the TCSP program, the OLP does, from time to time, provide administrative oversight for various federally funded "Special Projects". For these "Special Projects", as well as those funded by the TCSP program, OLP administrative guidelines will be applied as programmatically applicable.

Funding & Reimbursement

For all TCSP program and other “Special” federally funded projects administered by the OLP, funds will be provided on a reimbursement basis, any project costs committed or expended prior to execution of the Contract between the KYTC and the Recipient are normally not eligible for reimbursement. A 20% cash or in-kind match is required.

Potential TCSP applicants should contact the OLP at:

Kentucky Transportation Cabinet
Office of Local Programs-TCSP
200 Mero Street, 6th Floor
Frankfort, KY 40622
(502) 564-2060

Disadvantaged Business Enterprise (DBE)

The Disadvantaged Business Enterprise (DBE) Program ensures equal opportunity to small, socially, and economically disadvantaged businesses. The KYTC’s DBE Directories can be found at www.transportation.ky.gov/OBOD/DBE_Directory.pdf

Wage Requirements

The Davis-Bacon Act (prevailing federal wage) shall apply to TCSP projects of \$2,000 or greater within the right of way of a federal-aid highway. If the TCSP project is outside the right of way, the Davis-Bacon Act does not apply. If the cost within the federal-aid highway right of way is greater than \$2,000 for a project partially on and off the right of way, the Davis-Bacon Act applies. Prevailing state wage rates shall apply to all projects with a total cost of \$250,000 or greater. Cost estimates prepared shall consider these requirements.

Projects shall comply with:

- Model Procurement Code as it relates to local public agencies (KRS45A.343, 345-460)
- Title VI of the Civil Rights Act and Environmental Justice, Disadvantaged Business Enterprise
- Uniform Relocation Act

Other requirements are qualifications-based selection of professional services, including engineering and architectural services, and competitive bidding procedures for construction and related activities in addition to any other applicable requirements for federal funding of the specific project.

Americans with Disabilities Act (ADA)

A commitment shall be made to comply with ADA accessibility requirements.

ADA information lines: **800-514-0301 (voice) and 800-514-0383 (TDD)**

Environmental Compliance

All TCSP projects shall conform with:

- National Environmental Policy Act (NEPA)
- Section 4(f) of 49 United States Code (USC) 303
- National Historic Preservation Act
- Section 404 of the Clean Water Act

Additional TCSP information can be obtained from the OLP website,
<http://www.tea21.ky.gov>.